

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE:

GLUCAGON-LIKE PEPTIDE-1 RECEPTOR AGONISTS GLP-1 RAS
PRODUCTS LIABILITY
24-MD-3094

NOVEMBER 15, 2024
VIA TEAMS
PHILADELPHIA, PA 19106

BEFORE THE HONORABLE KAREN S. MARSTON, J.

WEEKLY TEAMS STATUS CONFERENCE

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1 (CLERK OPENS COURT.)

2 THE COURT: GOOD MORNING, EVERYONE.

3 SO, I GUESS THE ONE THING -- WELL, I SAW
4 A MASTER COMPLAINT GOT FILED. IT IS UNDER SEAL. I SEE
5 THE HIGHLIGHTS IN GREEN.

6 I GUESS I WANT TO -- CAN WE JUST TALK
7 ABOUT WHETHER IT'S GOING TO STAY UNDER SEAL, WHAT THE
8 CONDITION IS?

9 MS. INSOGNA: GOOD MORNING, YOUR HONOR,
10 THIS IS KATIE INSOGNA FOR NOVO NORDISK.

11 I THINK THE PROCESS UNDER THE CMO IS FOR
12 THE PARTIES TO MEET AND CONFER WITHIN SEVEN DAYS ABOUT
13 IT AND THEN --

14 THE COURT: RIGHT.

15 MS. INSOGNA: -- I THINK WITHIN 14 DAYS
16 THE PARTIES PURSUING THE CMO WILL FILE A MOTION.

17 SO I THINK OUR PLAN IS TO MEET AND CONFER
18 WITH PLAINTIFFS EARLY NEXT WEEK ON THOSE REDACTIONS, AND
19 THEN WE CAN REPORT INTO THE COURT NEXT FRIDAY, IF THAT'S
20 OKAY WITH NEXT --

21 THE COURT: THAT'S FINE. I KNEW THAT WAS
22 THE PROCESS, I WAS JUST THINKING MAYBE YOU LOOKED AND
23 JUST SAID, OH, NO, IT'S NOT GOING TO BE AN ISSUE. BUT
24 IF YOU GUYS NEED TO MEET AND CONFER, THAT'S FINE.

25 THAT DOES ACTUALLY SEGUE NICELY, THOUGH.

1 I WOULD LIKE TO MOVE NEXT FRIDAY'S CALL. I CAN EITHER
2 DO IT ON THURSDAY OR I CAN DO IT THE FOLLOWING MONDAY.

3 DO YOU ALL HAVE A -- WOULD ONE DAY WORK
4 BETTER THAN THE OTHER? 9 O'CLOCK IS FINE ON BOTH DAYS.

5 HOW ABOUT WE DO IT MONDAY; DOES THAT MAKE
6 SENSE TO EVERYBODY?

7 MR. BROWN: MONDAY, THE 25TH, YOUR HONOR?

8 THE COURT: YES.

9 DOES THAT WORK FOR EVERYONE?

10 MS. WATRAL: THAT WORKS FOR LILLY, YOUR
11 HONOR.

12 MR. BROWN: THAT SHOULD BE FINE FOR NOVO,
13 YOUR HONOR.

14 THE COURT: ANYONE ON BEHALF OF
15 PLAINTIFFS?

16 MR. PENNOCK: YES, YOUR HONOR, THAT'S
17 FINE FOR THE PLAINTIFFS.

18 THE COURT: AND THAT BRINGS ME TO ONE
19 OTHER LITTLE SCHEDULING ISSUE. I HAVE A CRIMINAL TRIAL
20 THAT IS SMACK DAB IN THE MIDDLE OF OUR NEXT IN-PERSON
21 STATUS CONFERENCE. SO THINKING THAT YOU ALL MAYBE
22 PREFER THE TUESDAYS, I WAS THINKING ABOUT DOING IT ON
23 DECEMBER 17TH INSTEAD. I COULD DO IT ON THE 16TH, BUT I
24 DO NEED TO PUSH IT BACK A WEEK.

25 MR. BROWN: YOUR HONOR, THIS IS LOREN

1 BROWN FOR NOVO.

2 THAT DATE SHOULD BE FINE FOR US.

3 THE COURT: WHICH DO YOU PREFER, THE 16TH
4 OR THE 17TH?

5 MR. BROWN: THE 17TH, PLEASE.

6 THE COURT: OKAY.

7 MS. WATRAL: YOUR HONOR, THIS IS DIANA
8 WATRAL FOR LILLY.

9 WE CAN ALSO DO THE 17TH. WE CAN'T DO THE
10 16TH, BUT THE 17TH WORKS.

11 THE COURT: OKAY.

12 PLAINTIFFS?

13 MR. PENNOCK: YOUR HONOR, PAUL PENNOCK
14 FOR THE PLAINTIFFS.

15 WE WILL MAKE THE 17TH WORK, SO THAT WON'T
16 BE A PROBLEM.

17 THE COURT: ALL RIGHT. ARE YOU ALL RIGHT
18 IF I START IT AT 11 O'CLOCK IN THE MORNING?

19 MR. PENNOCK: YES, YOUR HONOR.

20 MS. WATRAL: YES, YOUR HONOR.

21 THE COURT: ALL RIGHT. I THINK THAT'S A
22 "YES" ALL AROUND.

23 MR. BROWN: YES ALL AROUND, YOUR HONOR.

24 THE COURT: PERFECT. WE WILL PLAN ON
25 MOVING IT.

1 THEN THE ONLY OTHER THING I NEED TO LET
2 YOU KNOW IS MY COURTROOM IS GOING TO BE UNDER
3 RENOVATIONS, HOPEFULLY TO MAKE IT MORE ACCESSIBLE AND
4 TECHNOLOGY FRIENDLY FOR EVERYBODY. SO I WILL LET YOU
5 KNOW WHAT COURTROOM WE WILL BE IN ON THAT DAY.

6 BUT DECEMBER 17TH AT 11 O'CLOCK. AND
7 THEN I AM STILL WORKING ON THE TUESDAY PROPOSED DATES,
8 AND I WILL DEAL WITH THOSE FOR THE NEW YEAR. HOPEFULLY
9 WITHIN THE NEXT WEEK.

10 THAT'S ALL ON MY END. SO LET ME START, I
11 GUESS WE WILL WORK BACKWARDS HERE.

12 LILLY, WOULD YOU LIKE TO REPORT IN?

13 MS. WATRAL: YOUR HONOR, THIS IS DIANA
14 WATRAL FOR LILLY.

15 WE HAVE NOTHING FOR TODAY.

16 THE COURT: OKAY.

17 HOW ABOUT FOR NOVO?

18 MS. INSOGNA: GOOD MORNING, YOUR HONOR,
19 KATIE INSOGNA, AGAIN, FOR NOVO.

20 I THINK THE ONLY UPDATE IS JUST TO REPEAT
21 FROM LAST WEEK, WHICH IS THAT WE ARE MEETING AND
22 CONFERRING WITH PLAINTIFFS ON A MOTION TO DISMISS
23 SCHEDULE AND SHORT FORM COMPLAINT SCHEDULE FOR THE
24 MASTER COMPLAINT.

25 THE COURT: ARE WE GETTING CLOSE?

1 MS. INSOGNA: I THINK SO. OUR HOPE IS TO
2 HAVE DATES FOR YOU NEXT WEEK OR AT THE NEXT HEARING.

3 THE COURT: OKAY. ON MONDAY, THE 25TH, I
4 GUESS.

5 ALL RIGHT. IN TERMS OF THE MOTION TO
6 DISMISS, WE ARE STILL ON TRACK WHERE THERE IS NO
7 PERSONAL JURISDICTION AND LEARNED INTERMEDIARY, RIGHT,
8 ISN'T THAT WHAT WE SAID BACK IN THE DAY?

9 MS. EISENSTEIN: YOUR HONOR, THIS IS
10 ILANA EISENSTEIN FOR NOVO.

11 THAT IS CORRECT.

12 THE COURT: THANK YOU FOR CONFIRMING.

13 YES, PLEASE TRY TO GET THOSE DATES SO WE
14 CAN GET THAT ORDER OUT NEXT MONDAY, NOVEMBER 25TH.

15 HOW ABOUT FOR THE PLAINTIFFS?

16 MR. PENNOCK: YOUR HONOR, PAUL PENNOCK
17 FOR THE PLAINTIFFS.

18 WE DO NOT HAVE ANY ADDITIONAL ISSUES.

19 THANK YOU.

20 THE COURT: YOU ALL ARE STILL WORKING ON
21 THE STATE COURT COORDINATION?

22 MR. PENNOCK: YES, YOUR HONOR, WE ARE.

23 THE COURT: AND IN TERMS OF, THERE ARE NO
24 MORE ADDITIONAL CASES, OTHER THAN THE ONE IN GEORGIA AT
25 THIS POINT?

1 MR. PENNOCK: NOT THAT I AM AWARE OF, NO.

2 THE COURT: IS ANYONE ELSE AWARE OF

3 SOMETHING?

4 MS. WATRAL: YOUR HONOR, THIS IS DIANA

5 WATRAL FOR LILLY.

6 WE ARE NOT AWARE OF ANY OTHERS AGAINST

7 LILLY.

8 THE COURT: OKAY.

9 THERE WAS ONE OTHER THING I WAS THINKING

10 I NEEDED TO -- THAT MADE ME THINK OF, BUT I JUST LOST MY

11 THOUGHT. OKAY.

12 WELL, THEN WE WILL GET AMENDED SCHEDULING

13 ORDERS OUT FOR THE CONFERENCE DATE. OTHERWISE, WE WILL

14 TOUCH BASE THEN NEXT MONDAY, 9 A.M., NOVEMBER -- NOT

15 NEXT MONDAY, BUT A WEEK FROM MONDAY, NOVEMBER 25TH.

16 THANK YOU FOR ACCOMMODATING, AND I HOPE

17 EVERYONE HAS A GOOD WEEKEND.

18 ALL COUNSEL: THANK YOU, YOUR HONOR.

19 (COURT ADJOURNED.)

20 I CERTIFY THAT THE FOREGOING IS A CORRECT

21 TRANSCRIPT FROM THE RECORD OF PROCEEDINGS IN THE

22 ABOVE-ENTITLED MATTER.

23 12-13-24

24 DATE

25

Lynn Gligor

OFFICIAL COURT REPORTER

LYNN GLIGOR, RMR

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